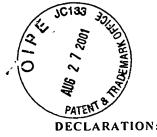


Attorney Docket No. 11006.00







DECLARATION FOR PATENT APPLICATION

DECLARATION:			
As the below-named inventor	, I hereby declare that:		
My residence, post office add	dress, and citizenship are as st	ated below next to my name.	
	rst and joint inventor of the su led EXERCISE DEVICE WITH BO ed May 2, 2001.		
The persons named as invent QUINTERO, and Victor PER	ors in this application are: Ur TEGAZ-ESTEBAN.	s MOSIMANN, Ueli SCHWEI	ZER, Vicente MORCILLO-
I hereby state that I have rev claims, as amended by any ar	iewed and understand the cont mendment referred to above.	ents of the above-identified sp	ecification, including the
I acknowledge the duty to disattached.	sclose information which is ma	sterial to patentability as defin	ed in 37 C.F.R. 1.56, as
or inventor's certificate, or 3 than the United States of Am	ty benefits under 35 U.S.C. 11 65(a) of any PCT internationa erica, listed below and have a ny PCT international applicati claimed:	l application which designated lso identified below any foreig	I at least one country other gn application for patent or
no such applications have been filed. such applications have been filed as follows:			
FOREIGN APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 U.S.C. § 119/365			
COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)

FOREIGN APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 U.S.C. § 119/365			
COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)
ALL FOREIGN APPLICATION(S), IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S)			
COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)

I hereby claim the benefit under 35 U.S.C. 120/365 of any United States or PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. APPLICATION NUMBER	DATE OF FILING	STATUS (patented,
	(day, month, year)	pending, abandoned)

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below:

U.S. PROVISIONAL APPLICATION NUMBER	DATE OF FILING (day, month, year)	STATUS (patented, pending, abandoned)
60/201,621	3 May 2000	pending

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor's Full Name:	Urs MOSIMANN
Inventor's Signature:	·
Date:	
Residence: (City, State and/or Country)	SWITZERLAND
Citizenship:	Swiss
Post Address Office:	·
Inventor's Full Name:	Ueli SCHWEIZER
Inventor's Signature:	
Date:	
Residence: (City, State and/or Country)	
Citizenship:	
Post Address Office:	
	V MODGILLO QUINTERO
Inventor's Full Name:	Vicente MORCILLO-QUINTERO
Inventor's Signature:	
Date:	Sille (Volencie) SPAIN
Residence: (City, State and/or Country)	Silla (Valencia) SPAIN
Citizenship:	Spain
Post Address Office:	Calle Colon, 8
ep - 1 and a specifical and a second	46460 Silla (Valencia) SPAIN
Inventor's Full Name:	Victor PERTEGAZ-ESTEBAN
Inventor's Signature:	
Date:	
Residence: (City, State and/or Country)	Valencia SPAIN
Citizenship:	Spain
Post Address Office:	Calle Reina Doña maria, 4-11
	46006 Valencia SPAIN

§ 1.56 duty to disclose information material to patentability.

- (a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is cancelled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The office encourages applicants to carefully examine:
 - (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.
- (b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and
- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
 - (2) It refutes, or is inconsistent with, a position the applicant takes in:
 - (i) Opposing an argument of unpatentability relied on by the Office, or
 - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

- (c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:
 - (1) Each inventor named in the application;
 - (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Each other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.
- (d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent or inventor.